

## **EXHIBIT J**

**EMAIL TO DEFENDANTS COUNSEL WITH  
RACKSPACE INSTRUCTIONS**

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**From:** Darrell Phillips  
**Sent:** Friday, July 31, 2015 10:57 AM  
**To:** richard@bbfpc.com  
**Subject:** Rackspace

Richard:

I just had a very lengthy and helpful conversation with Steve Priola at Rackspace. They do not want to comply with the subpoena and he has suggested (what I think is) a very reasonable solution that will keep costs down and avoid sanctions against your client and a fight with Rackspace.

Simply put, here is the proposal: Mr. Watts, today, personally requests the export of each of the mailboxes we described and asks Rackspace to notify me and you when the files are ready. Rackspace will provide both of us credentials to download the file. We will download, but not review the file. You can download and filter the file for privileged info and then provide the materials minus the privileged stuff. The downside is that we will not get a records custodian affidavit from Rackspace. The upside is that neither of us will bear any costs and I think we can get this moving fairly quickly.

If this works, please ask Mr. Watts to do the following as soon as possible:

1. Open one or multiple support tickets with Rackspace.com requesting the export of the entirety of the following mailboxes: usisr.com, indicopublic.com, sami@usisr.com, clealii@usisr.com, isrdcw@usisr.com, and clealii@indicopublic.com
2. When prompted for a notification email address, Mr. Watts should provide: dphillips@pcplc.com and Richard@bbfpc.com.
3. Rackspace will generate a download link (with password credentials) and will email both of us in a week or two.
4. We will preserve but not access our download. You will access, review and redact for privilege where necessary and then provide the materials to us with a privilege log.

I think this is a reasonable solution to avoid having to go back before the Court either to compel your client to do this and without having to give Rackspace a dog in the hunt by seeking to enforce the subpoena.

Once you have discussed with your client, please let me know asap if this is agreeable and that he will get it done asap.

Thanks much.

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